



ORDINANCE NO. 2014-2

AN ORDINANCE ADOPTING NEW AND AMENDED WATER AND WASTEWATER RATES FOR THE DEPARTMENT OF PUBLIC UTILITIES EFFECTIVE ON APRIL 1, 2014

BE IT ORDAINED by City Council duly assembled that the following water and wastewater rates generally set forth below and specifically set forth in Exhibit "A" consisting of thirty-two (32) typewritten pages attached hereto and made a part hereof by reference are adopted and declared effective and in full force on April 1, 2014;

New and Amended Water Rates

Water Rate – Code 4A, 4B, 4C (General Service – Inside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$0.70 per 100 Cu. Ft. per month

Water Rate – Code 4D, 4E, 4F (General Service – Outside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$1.81 per 100 Cu. Ft. per month

Water Rate – Code 4G (Detecto Check Fire Service – Inside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$2.48 per 100 Cu. Ft. per month

Water Rate – Code 4H (Multiple Unit Dwellings or Businesses – Inside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$0.70 per 100 Cu. Ft. per month

Water Rate – Code 4I (Multiple Unit Dwellings or Businesses - Outside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$1.81 per 100 Cu. Ft. per month

Water Rate – Code 4J (Detecto Check Fire Service – Outside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$5.37 per 100 Cu. Ft. per month

Water Rate – Code 4K (Combined General & Private Fire Protection Service – Inside City)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$0.70 per 100 Cu. Ft. per month

Water Rate – Code 4L (Combined General & Private Fire Protection Service – Outside City)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$1.81 per 100 Cu. Ft. per month

Water Rate – Code 4M (Separate Private Fire Protection Service – Inside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$2.48 per 100 Cu. Ft. per month

Water Rate – Code 4N (Separate Private Fire Protection Service – Outside City Limits)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$5.37 per 100 Cu. Ft. per month

Water Rate – Code 4P (Fire Hydrants – Inside City Limits)

Service Charge: \$7.75 per fire hydrant per month

Water Rate – Code 4Q (Fire Hydrants – Outside City Limits)

Service Charge: \$15.50 per fire hydrant per month

Water Rate – Code 4R (Silver Springs Rural Community Water District – Wholesale)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$0.84 per 100 Cu. Ft. per month
Service Charge: \$179.68 per month

Water Rate – Code 4S (Town of Norway – Wholesale)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$0.84 per 100 Cu. Ft. per month
Service Charge: \$179.68 per month

Water Rate – Codes 4T, 4U, 4V (Rural General Service)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month
Capacity Charge: \$2.25 per 100 Cu. Ft. per month

Water Rate – Code 4X (Rural Detecto Check Fire Service)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month

Capacity Charge: \$6.53 per 100 Cu. Ft. per month

Water Rate – Code 4Y (Rural Combined General & Private Fire Protection Service)

Commodity Charge: \$0.41 per 100 Cu. Ft. per month

Capacity Charge: \$2.25 per 100 Cu. Ft. per month

New and Amended Wastewater Rates

Wastewater Rate – Code 5A (Small General Service – Inside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$1.12 per 100 Cu. Ft. per month

Wastewater Rate – Code 5B (Commercial – Inside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$1.12 per 100 Cu. Ft. per month

Wastewater Rate – Code 5C (Industrial – Inside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$1.12 per 100 Cu. Ft. per month

Wastewater Rate – Code 5D (Small General Service – Outside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$2.57 per 100 Cu. Ft. per month

Wastewater Rate – Code 5E (Commercial – Outside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$2.57 per 100 Cu. Ft. per month

Wastewater Rate – Code 5F (Industrial - Outside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$2.57 per 100 Cu. Ft. per month

Wastewater Rate – Code 5H (Multiple Unit Dwellings or Businesses – Inside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$1.12 per 100 Cu. Ft. per month

Wastewater Rate – Code 5I (Multiple Unit Dwellings or Businesses – Outside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$2.57 per 100 Cu. Ft. per month

Wastewater Rate – Code 5J (Wholesale – Outside City Limits)

Commodity Charge: \$0.33 per 100 Cu. Ft. per month

Capacity Charge: \$1.90 per 100 Cu. Ft. per month

DONE AND RATIFIED by Council duly assembled this 18th day of February, 2014.



Michael C. Butch
Mayor

Benjamin Haire
L. Zimmerman
Chris Jones

Members of Council

ATTEST:

Carrie H. Haire
City Clerk



ORDINANCE NO. 2014-3

A SERIES ORDINANCE

MAKING PROVISION FOR THE TERMS AND CONDITIONS OF COMBINED PUBLIC UTILITY SYSTEM REVENUE BORROWING OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, AUTHORIZED BY A BOND ORDINANCE OF THE CITY OF ORANGEBURG ADOPTED JANUARY 20, 2004; FOR THE MODIFICATION OF SAID BOND ORDINANCE; APPROVING THE FINANCING OF SYSTEM IMPROVEMENT IN THE CITY OF ORANGEBURG, SOUTH CAROLINA, THROUGH THE BORROWING OF NOT EXCEEDING \$27,454,700 PLUS CAPITALIZED INTEREST, IF ANY, FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND, BY AGREEMENT WITH THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY PURSUANT TO TITLE 48, CHAPTER 5, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; PROVIDING FOR THE AGREEMENT TO MAKE AND TO ACCEPT A LOAN, THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE CITY OF ORANGEBURG AND THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY, THE EXECUTION AND DELIVERY OF A PROMISSORY NOTE FROM THE CITY OF ORANGEBURG TO THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY; AND OTHER MATTERS RELATING THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED:

ARTICLE I

FINDINGS OF FACT

SECTION 1.1. Findings of Fact. As an incident to the adoption of this Series Ordinance, the City Council ("City Council") of the City of Orangeburg, South Carolina (the "City") has made the following findings:

(a) The City of Orangeburg is a municipality created pursuant to the laws of the State of South Carolina and empowered by the provisions of Title 48, Chapter 5, Code of Laws of South Carolina, 1976, as amended (the "Act") (i) to undertake a wastewater treatment and disposal project/(or other project) as defined and approved pursuant to the Federal Clean Water Act, 33 U.S.C.A. subsection 1381 et seq.; (ii) to make application for and to receive assistance; (iii) to comply with regulations relating to the receipt and disposition of money of the State Water Pollution Control Revolving Fund created by the Act; (iv) to apply for and receive state grants; (v) to enter into loan agreements; and (vi) to comply with all terms and conditions of any loan agreement..

(b) Title 6, Chapter 21, Code of Laws of South Carolina, 1976, as amended, permits the incurring of debt for the purpose of financing facilities for the furnishing of water and wastewater treatment services and permits the securing of such indebtedness with a pledge of revenues and a statutory lien upon the revenues derived from the operation of the Combined Public Utility System (the "System") of the City and a statutory lien upon the System.

(c) By ordinance entitled "AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF COMBINED PUBLIC UTILITY SYSTEM REVENUE BONDS OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, AND OTHER MATTERS RELATING THERETO," adopted on January 20, 2004 (the "Bond Ordinance"), City Council made provision for the issuance from time to time of Combined Public Utility System Revenue Bonds of the City payable from revenues derived from the operation of the System.

(d) The revenues derived from the System are now hypothecated and pledged to the payment of (i) the outstanding installments of an original issue of \$4,280,163 South Carolina Water Pollution Control Revolving Fund Loan of the City dated August 5, 2009 (the "2009A Bond"); and (ii) the outstanding installments of an original issue of \$982,514 South Carolina Drinking Water Revolving Fund Loan of the City dated August 5, 2009 (the "2009B Bond"). The 2009A Bond and the 2009B Bond are hereinafter referred to as the "Parity Bonds."

(e) The City has determined to defray the cost of the capital improvements described in attached Exhibit A (the "Project") through the borrowing authorized herein. The Project will be part of the System.

(f) On June 18, 2013, City Council adopted a Resolution authorizing application to the South Carolina Water Quality Revolving Fund Authority (the "State Authority") for a loan from the State Water Pollution Control Revolving Fund created by the Act (the "Loan"), to provide for the financing of the Project.

(g) On March 31, 2014, the State Authority upon review of the City's loan application conditionally approved the Loan.

(h) The Bond Ordinance provides that a Series Ordinance shall be adopted with respect to each Series of Bonds which Series Ordinance shall express the approval of City Council to the issuance of a Series of Bonds and City Council's agreement to abide by the terms, provisions and agreements set forth in the Bond Ordinance and shall specify and determine:

- (1) The Date or Dates of Issue of such Series of Bonds;
- (2) The precise principal amount of the Series of Bonds;
- (3) The specific purposes for which the proceeds of such Series will be used;
- (4) The title and designation of the Bonds of such Series and manner of numbering and lettering, and the denomination or denominations of the Bonds of such Series;
- (5) The date or dates of maturity and the amounts thereof;
- (6) The interest rate or rates, or the manner of determining such rate or rates, of the Bonds of such Series including the extent to which Variable Rate Indebtedness is issued and if such Variable Rate Indebtedness is issued, the extent to which an interest rate cap or other financial structure customarily employed in such a borrowing will be used;
- (7) The time for the payment of interest on the Bonds in such Series and the Record Date;
- (8) The redemption price or redemption prices and the redemption date or redemption dates and other terms of redemption (if any) applicable to any of the Bonds of such Series for such payments;
- (9) The Registrar and the Paying Agent for such Bonds;
- (10) The portion of such Series that are serial Bonds and that are Term Bonds, if any, including the amount and date of each mandatory redemption or sinking fund installment, if any, required by such Series Ordinance to be paid for the retirement of any such Bonds;
- (11) The portion of such Series that are Capital Appreciation Bonds, if any, including the time for payment of such Capital Appreciation Bonds in order to address the information requested in paragraphs (7) and (8) above.
- (12) Any other applicable redemption requirement for the Bonds of such Series and the method of satisfying the same;

(13) The manner in which Bonds of such Series are to be sold and provisions for the sale thereof;

(14) The form or forms for the Bonds of each Series;

(15) That the then applicable Reserve Requirement, if any, has been or will be met;

(16) The disposition of the proceeds of the sale of the Bonds of such Series and the manner of their application; and

(17) Any other provisions deemed advisable by the City not in conflict with or in substitution for the provisions of the Bond Ordinance and the Series Ordinance relating to the Bonds of such Series.

(i) The Loan is to be made and secured pursuant to a loan agreement (the "Loan Agreement") between the City and the State Authority, and a promissory note executed and delivered by the City registered in the name of the State Authority (the "Note" or the "Bond"). Pursuant to the Loan Agreement, the City will agree to use the Loan proceeds only to pay the actual eligible costs of the Project, and the City will agree to pay to the State Authority such amounts as shall be required to provide for the payment of all amounts due with respect to the repayment of the Loan. To secure its obligations the City will grant to the State Authority a lien on the System and a pledge of, and lien upon, all revenues derived from the operation of the System and all funds and accounts of the City derived from such revenues, which pledge and lien are on a parity with the Parity Bonds and any additional bonds issued on a parity therewith.

Upon any failure of the City to make any payments to the State Authority pursuant to the Loan Agreement or the Note, the State Authority shall require the State Treasurer to pay to the State Authority, subject to the provisions of the Act, such amount from State appropriations to which the City may be or may become entitled as may be necessary to provide for the payment of all amounts due with respect to the Note.

(j) The Bond Ordinance permits the issuance of further bonds on a parity with the Parity Bonds, on the following conditions. Capitalized terms used herein shall have the meanings ascribed thereto in the Bond Ordinance.

(1) There shall exist, on the occasion of the issuance of the Bonds, no default in the payment of the principal of or interest on any Prior Lien Bonds, Bonds or Junior Lien Bonds then Outstanding;

(2) Unless on the date of delivery of such Series of Bonds there shall be on deposit an amount equal to the Reserve Requirement for all Bonds to be Outstanding immediately following the issuance of such Series of Bonds, there shall be deposited in the Debt Service Reserve Fund such amount as is necessary to make the value of the moneys and securities in the Debt Service Reserve Fund equal to the Reserve Requirement; and

(3) Except in the case of Bonds issued for the purpose of refunding any Bonds, Net Earnings during the Fiscal Year immediately preceding the Fiscal Year in which such Series of Additional Bonds are to be issued shall be, as established in a certificate of independent certified public accountants, not less than 120% of the highest combined Annual Principal and Interest Requirement for any succeeding Fiscal Year on all Bonds Outstanding and all Bonds then proposed to be issued. It is specifically provided that the calculation of Net Earnings may be adjusted to reflect any rate increases currently adopted and to be in effect prior to or coincident with the issuance of such Additional Bonds, and determined pro forma as though such rate increases had been in continuous effect during such preceding fiscal year, and further adjusted to reflect estimated Net Earnings, as certified to the City by a Consulting Engineer to be received from any new or existing utility system or customers to be acquired from the proceeds of such Additional Bonds, and further adjusted to reflect 80% of estimated Net Earnings, as certified to the City by a Consulting Engineer to be received from construction of any new facilities or customers to be acquired as a result of construction of such new

facilities, shall be not less than 125% of the highest Annual Principal and Interest Requirement for all Bonds then outstanding and then proposed to be issued and not less than 100% of debt service requirements coming due on all outstanding Junior Lien Bonds during the fiscal year in which such Additional Bonds are to be issued. Such calculation shall be made by an independent firm of Consulting Engineers having skill and experience in utility financing and rate design, upon the basis of a report of the accountants of the City showing actual Net Earnings for the fiscal year preceding the fiscal year in which such series of Additional Bonds are to be issued. In addition, in determining Net Earnings for purposes of this subparagraph, the customer base of the System at the end of such preceding fiscal year may be assumed to be the customer base for the entire fiscal year.

It is specifically found that the Note, whose issuance is herewith provided for, is issued for purposes permitted by and in full compliance with all of the provisions set forth in the Bond Ordinance and that the Note will be on a parity with said Parity Bonds. It is further found that the commitment from the State Authority to purchase the Note is for an amount not to exceed \$27,454,700 plus capitalized interest, if any. The final amount of the borrowing as well as the dates on which principal and interest payments will be made and the amount of such payments are subject to revision as construction proceeds. The final terms and conditions of the borrowing will be set forth in the Loan Agreement attached hereto as Exhibit B which terms and conditions are incorporated herein.

(k) Pursuant to Article XII of the Bond Ordinance, modifications or alterations may be made thereto with the prior written consent of the Holders of 66 2/3% in principal amount of all Bonds of each Series which would be affected by such modification or alteration. The State Authority is the Holder of 100% of the Parity Bonds and has provided its written consent to the modifications to the Bond Ordinance set forth at paragraph 15 at the conclusion of this Section 1.1.

NOW THEREFORE BE IT ORDAINED BY COUNCIL IN MEETING DULY ASSEMBLED:

- (1) The useful life of the System is found to be 40 years.
- (2) The Date of Issue of the Note is to be no later than June 30, 2014, and the actual date of issue of the Note will be as set forth and contained in the final Note.
- (3) The Note shall be in the original principal amount of not exceeding \$27,454,700 plus capitalized interest, if any, and the actual principal amount of the Note will be as set forth in the Agreement.
- (4) The proceeds of the Note shall be used to defray the cost of the Project described in attached Exhibit A and to pay costs of issuance.
- (5) The Note shall be designated City of Orangeburg, South Carolina, Combined Public Utility System Revenue Bond, Series 2014, and shall be issued in the denomination of the final principal amount borrowed and shall be numbered 1.
- (6) The date of maturity and amounts thereof shall be as set forth in the Loan Agreement. No portion of the Bond is a term bond as the bond will be payable in serial maturities. Inasmuch as the final principal amount may be reduced to reflect lower than anticipated construction costs, any changes to the principal amount to provide for a reduction in the amount borrowed shall be permitted and shall be evidenced by the City's execution of the Loan Agreement, as it may be amended from time to time.
- (7) The time for the proceeds of interest on the Note and the Record Date shall be as set forth in the Loan Agreement.
- (8) The Note is subject to prepayment in whole or in part together with any accrued interest thereon at any time without penalty or premium; all such prepayments shall be applied against principal installments due on the Note in inverse order of maturity.

(9) The Registrar for the Bond shall be the Debt Service Fund Custodian under the Bond Ordinance.

(10) The Bond shall be sold to the State Authority pursuant to the State Authority's final approval of the Loan.

(11) The Note shall be substantially in the form attached to the Loan Agreement.

(12) The Bond Ordinance provides that a Debt Service Reserve Fund may be so designated in a series ordinance providing for a Series of Bonds. A Debt Service Reserve Fund was created for each of the 2009A Bond and the 2009B Bond. Pursuant to Article IV of the Loan Agreement, a Reserve Requirement equal to the maximum amount due on the Note during any full calendar year is hereby established for the Note (the "Reserve Requirement"). Such Reserve Requirement shall be initially satisfied by the deposit in the Debt Service Reserve Fund established pursuant to the Bond Ordinance and the Series Ordinance of an amount necessary to satisfy the Reserve Requirement for the Note. Notwithstanding any provision to the contrary in the Bond Ordinance, and as agreed to by the State Authority, the Debt Service Reserve Fund for the Note as well as the Debt Service Reserve Fund for the 2009A Bond and the 2009B Bond shall be held by the State Treasurer's Office as the Debt Service Reserve Fund Custodian and shall be invested in the South Carolina Local Government Investment Pool, and shall be applied as set forth at Section 7.05 of the Bond Ordinance and Section 4.5 of the Loan Agreement.

(13) The proceeds of the Note shall be applied to defray the cost of the Project and to pay costs of issuance.

(14) The proceeds of the Note shall be disbursed in accordance with the requirements of the Loan Agreement.

(15) Pursuant to Article XII of the Bond Ordinance and with the consent of the Holder of the Parity Bonds, the Bond Ordinance is modified as follows:

1. The definition of "Authorized Investments" at Section 2.02 shall be deleted and the following substituted therefor: "Authorized Investments" shall mean investments permitted by Section 6-5-10, Code of Laws of South Carolina, 1976, as now or hereafter amended, and shall also include the South Carolina Investment Fund established at Section 6-6-10 to 6-6-40, Code of Laws of South Carolina, 1976, as now or hereafter amended.

2. The definition of "Custodian" at Section 2.02 shall be deleted and the following substituted therefor: "Custodian" as applied to any fund created or continued by the Bond Ordinance shall mean the bank or other financial institution or, in the case of Debt Service Reserve Funds for loans from the State Authority, the Office of the State Treasurer, which office is permitted, at Section 6-6-10, Code of Laws of South Carolina, 1976, as now or hereafter amended, to establish and maintain the South Carolina Pooled Investment Fund.

ARTICLE II

THE LOAN

SECTION 2.1. Authorization of Loan. Council hereby authorizes the City's acceptance of the Loan from the State Authority of not exceeding \$27,454,700 plus capitalized interest, if any, pursuant to and in accordance with, the provisions of the Loan Agreement.

SECTION 2.2. Repayment of Loan by the City. Council hereby authorizes the repayment of the Loan by the City to the State Authority from revenues of the System or, if said revenues are not sufficient, from state appropriations as the City may become entitled pursuant to and in accordance with the provisions of the Loan Agreement and the Note.

ARTICLE III

LOAN AGREEMENT AND NOTE

SECTION 3.1. Authorization of Loan Agreement and the Note. The Loan Agreement and the Note in substantially the forms attached hereto as Exhibit "B" with such changes as the executing officers shall approve (their execution to be conclusive evidence of such approval) are hereby approved and the execution and delivery of the Loan Agreement and the Note, on behalf of the City are hereby authorized and directed. The Note, as permitted by Section 4.04 of the Bond Ordinance, shall be executed in the name and on behalf of the City by the Manager of the System and attested by the Comptroller of the System. The Loan Agreement and other documents requiring execution shall also be so executed and attested on behalf of the City and/or the System by the Manager and the Comptroller, respectively.

ARTICLE IV

MISCELLANEOUS

SECTION 4.1. Other Instruments and Actions. In order to implement the Loan pursuant to the Loan Agreement and Note and to give full effect to the intent and meaning of this Ordinance and the agreements and actions herein authorized, the Mayor and Clerk are hereby authorized to execute and deliver such certificates, showings, instruments and agreements and to take such further action as the shall deem necessary or desirable.

SECTION 4.2. Ordinance a Contract. This Ordinance shall be a contract between the City and the State Authority, and shall be enforceable as such against the City.

SECTION 4.3. Continuing Disclosure. The City covenants to file with the State Authority:

- (a) An annual independent audit, within thirty days of the City's receipt of the audit; and
- (b) Event specific information within thirty days of an event adversely affecting more than five percent of revenues of the System or the City's tax base.

SECTION 4.4. Effective Date. This Ordinance shall become effective upon receiving approval on second reading by Council.

DONE, RATIFIED AND ADOPTED THIS 20th day of May, 2014.



Michael C. Butler
Mayor

Barbara Haine
Dorinda P. Quotter

Charles B. Barwick

L. Zimmerman
Charles E. Jones

Richard F. Spence
Members of Council

Attest:

Deane Janst
Assist. City Clerk



ORDINANCE NO. 2014-4

AN ORDINANCE

APPROVING AMENDMENTS TO EXISTING LOAN AGREEMENTS RELATING TO CITY OF ORANGEBURG COMBINED PUBLIC UTILITY SYSTEM REVENUE DEBT IDENTIFIED AS SOUTH CAROLINA DRINKING WATER REVOLVING LOAN FUND LOAN NUMBER S3-040-09-3810001-01 AND SOUTH CAROLINA WATER POLLUTION CONTROL REVOLVING FUND LOAN NUMBER S1-129-09-345-01; TO PROVIDE FOR THE CHANGE OF CUSTODIAN FOR THE DEBT SERVICE RESERVE FUNDS; AND OTHER MATTERS RELATING THERETO.

In connection with the adoption of this Ordinance, City Council ("City Council") of the City of Orangeburg, South Carolina (the "City") makes the following findings of fact:

1. City Council has made general provision for the issuance of Combined Public Utility System Revenue Bonds through the means of an ordinance entitled "AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF COMBINED PUBLIC UTILITY SYSTEM REVENUE BONDS OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, AND OTHER MATTERS RELATING THERETO," adopted on January 20, 2004, as amended (the "Bond Ordinance").

2. Pursuant to the Bond Ordinance, as well as borrowing specific series ordinances, the City and the South Carolina Water Quality Revolving Fund Authority (the "Authority") have entered into the Loan Agreements described in the above caption (collectively, the "Agreements").

3. Each of the borrowings to which the Agreements relate is secured in part by Series specific Debt Service Reserve Funds (the "Debt Service Reserve Funds"). The Debt Service Reserve Funds are presently held by First-Citizens Bank & Trust Company, as Custodian.

4. By Ordinance No. 2014-3 adopted May 20, 2014, the definition of Custodian in the Bond Ordinance has been modified to permit Debt Service Reserve Funds for loans from the Authority to be held by the South Carolina State Treasurer's Office. The City is now minded to transfer the Debt Service Reserve Funds presently held by First-Citizens Bank & Trust Company to the South Carolina State Treasurer's Office as now permitted by the Bond Ordinance and as agreed to by the Authority as the Holder (as defined in the Bond Ordinance) of the borrowings to which the Agreements relate.

5. The City and the Authority are preparing the amendment to the Agreements to effect the action described in Paragraph 4 above as well as to provide for the circumstances under which the Reserve Requirement may subsequently be altered (the "Amendment to Loan Agreements").

6. City Council has determined to approve the Amendment to Loan Agreements and to authorize the appropriate City officials to enter into an amendment of each of the Agreements and to execute such documents and to take such action as may be necessary in connection therewith.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA:

1. The Amendment to Loan Agreements in substantially the form attached hereto as Exhibit A is hereby approved, with such changes as the executing officer shall approve (his execution to be conclusive evidence of such approval). The Amendment to Loan Agreements shall be evidenced by amendment to each of the Agreements, which amendments shall be executed on behalf of the City by the Manager of the Combined Public Utility System (the "System") and attested by the Comptroller of the System.

2. The Manager and/or Comptroller of the System are authorized to take any further action as may be required in connection with the above purpose. The Manager is further authorized to execute, in addition to each of the Agreements, such documents as may be necessary in connection with the Amendment to Loan Agreements, his execution thereof shall be conclusive evidence of the City's approval and authorization.

3. This Ordinance shall become effective upon its adoption.

DONE, RATIFIED AND ADOPTED this 20th day of May, 2014.

CITY OF ORANGEBURG, SOUTH CAROLINA



Michael C. Butler
Mayor

Benjamin Haine
Daniel P. Knott

Charles B. Bawell

Jameson K. Kite

Mark E. Eger

Richard F. Sturm
Members of Council

Attest:

Deane Sant

Assist. City Clerk

ORDINANCE NO. 2014-7

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF 7.48 ACRES AS SHOWN ON AN ALTA/ACSM LAND TITLE SURVEY PREPARED BY EDISTO ENGINEERS & SURVEYORS, INC DATED MARCH 14, 2014 LAST REVISED MAY 27, 2014 TO TWISTER 109, LLC FOR THE CONSIDERATION OF ONE MILLION TWO HUNDRED SEVENTY FIVE THOUSAND AND NO/100 DOLLARS (\$1,275,000.00).

WHEREAS, the City of Orangeburg by Purchase And Sale Agreement dated March 14, 2014 has agreed to sell 7.48 acres as described below to Cypress Acquisitions, LLC in accordance with the terms and conditions of said agreement; and,

WHEREAS, said Purchase and Sale Agreement has been assigned to Twister 109, LLC, which has agreed to purchase the below described property in accordance with the terms and conditions of said agreement.

NOW, THEREFORE, BE IT ORDAINED BY COUNCIL DULY ASSEMBLED, this 24 day of July, 2014 that John H. Yow, City Administrator is directed and authorized to execute a Limited Warranty Title To Real Estate to Twister 109, LLC for the consideration of One Million Two Hundred Seventy Five Thousand and no/100 Dollars (\$1,275,000.00) in accordance with that certain Purchase And Sale Agreement dated March 14, 2014.

BE IT FURTHER ORDAINED that John H. Yow, City Administrator, is authorized to execute any and all other agreements and documents that may be required to consummate the sale in accordance with the said Purchase and Sale Agreement.

Description of Property:

All that certain piece, parcel or tract of land with any improvements thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, containing 7.48 acres and being set forth and shown on an ALTA/ACSM Land Title Survey prepared by Edisto Engineers & Surveyors, Inc. dated March 14, 2014 last revised May 27, 2014 and having such metes, boundaries and courses as set forth and shown on said survey.

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 24 DAY OF JULY, 2014.



Michael C. Buttle

Mayor

Bernard Haire

Sandra P. Krotzer

L. J. J. J. J. J.

Chris J. J. J.

Richard A. J. J.

Members of Council

ATTEST:

Cassie J. J.

City Clerk

ORDINANCE NO. 2014-8

AN ORDINANCE TO ANNEX THE WITHIN DESCRIBED PROPERTIES INTO THE CITY OF ORANGEBURG, SOUTH CAROLINA

- WHEREAS,** proper petitions has been filed with the City Council by the below property owners, each petition being 100 percent of the freeholder owning 100 percent of the assessed value of the property in the contiguous territory described below and shown on the attached plat or map, seeking annexation of said territory to the City of Orangeburg by Ordinance effective as soon hereafter as possible, pursuant to South Carolina Code Section§ 5-3-150 (3); and,
- WHEREAS,** it appears to Council that annexation would be in the best interest of the property owners and the City of Orangeburg; and,
- WHEREAS,** notice and public hearing requirements of S.C. Code Section § 5-3-150 (3) have been complied with.

The properties are designated as follows on the City/County tax map:

The territory to be annexed is described as follows:

Barbara Mims:

All that certain piece, parcel or tract of land, with all improvements thereon, situate, lying and being just outside the City of Orangeburg, Limestone Township, County of Orangeburg, State of South Carolina, being shown and delineated as lots 16 and 17 on a Plat of Block JA-23, Part 2, Plantation Subdivision, prepared by Associates of W. F. Stokes, dated February 18, 1982, and recorded in the office of the RMC for Orangeburg County in Plat Book 52 at page 67. TMP # 0152-10-01-001

Richard and Brenda Wilhite:

All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in Limestone Township, School District # 5 (outside), Orangeburg County, South Carolina, being more particularly shown and delineated as Lot 15, Revised, Block JA-23, Plantations Subdivision on a plat prepared for J. M. Albergotti, III, by Associates of W. F. Stokes dated February 18, 1982, and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 52, at Page 67; reference is also made to a plat prepared for Brent J. D Klinger and Toni M. Klinger by Donald J. Smith, Jr. Inc., approved by Donald J. Smith, Jr., RLS, dated January 18, 1993, and recorded in said Register's Office in Plat Book 72-S, page 787. TMP # 0152-10-01-002

Robert and Diane Peabody:

All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in School District 5 (outside), Orangeburg County, South Carolina, more particularly shown and delineated as Lot 14, Block JA-23, containing .823 acres, on a Plat prepared for Steven L. Wiker and Tonda D Wiker by Lown Surveying Services, Inc., approved by Luther Lee Lown, RLS, dated July 24, 1992 and recorded in the Office of the Register of Deed for Orangeburg County in Plat Book 71-S at Page 545. TMP # 0152-10-01-003

David and Gloria Garrison:

All that certain piece, parcel or lot of land, with any improvements thereon situate, lying and being in the City of Orangeburg, School District No 5, County of Orangeburg, State of South Carolina, more particularly shown and delineated as Lot 10, Block JA-24, Plantation Subdivision, on a plat prepared for J. M. Albergotti, III, by Associates of W. F. Stokes, approved by W. F. Stokes, RLS, dated February 17, 1982 and recorded in the office of the RMC for Orangeburg County in Plat Book 52 at Page 68.
TMP # 0152-09-02-003

Cassandra and Bryant Jenkins:

All that certain piece, parcel or lot of land, with dwelling and other improvements thereon, situate, lying and being in School District 5 (outside), Limestone Township, County of Orangeburg, State of South Carolina, being more fully set forth and shown as a Resurvey of Lot 9, Bock JA-24, Plantation, on a Plat of Frank R. Bossi and Catherine L. Bossi, prepared by Donald J. Smith, RLS, dated November 6, 1996 and recorded in the office of the Register of Deeds for Orangeburg County in Plat Book 75 at Page 510. TMP # 0152-09-02-004

Jan Fogle:

All that certain piece, parcel or lot of land, with all improvements thereon, situate lying and being just outside the City of Orangeburg, in Plantation Subdivision, Limestone South Carolina, being shown and delineated as Lot No 8 in Block JA-24 on a Plat of Block JA-24 in Plantation by Associated by W. F. Stokes, dated February 17, 1982, and recorded in the office of the Clerk of Court for Orangeburg County in Plat Book 52 at Page 68. This lot also being shown on that plat of property surveyed for Jan A. Fogle by A. R. Parler, Jr., RLS dated July 22, 1988 and recorded in the Office of the RMC for Orangeburg County in Plat Book 68-S at Page 794. TMP # 0152-09-02-005

All properties shall be zoned **"A-1, Single Unit, Residential District"** pending confirmation or rezoning pursuant to the Zoning Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Orangeburg, South Carolina, this 2nd day of September, 2014, that the property herein described in hereby annexed to and becomes a part of the City of Orangeburg effective September 2, 2014.



Michael Butler
MAYOR
Sub Rosa
Richard F. Stum
Andrea P. Kertes
Elizabeth West
Charles E. Bowles

Members of Council

Attest
Carmel Johnson
City Clerk

ORDINANCE NO. 2014-9

**AN ORDINANCE TO AMEND THE MUNICIPAL DISTRICT MAP DATED
DECEMBER 18, 2011, FOR THE PURPOSE OF ADDING NEWLY ANNEXED
CITY PROPERTIES TO MUNICIPAL COUNCIL DISTRICT ONE**

WHEREAS, the City of Orangeburg annexed the properties as described herein below into the corporate limits of the City of Orangeburg by Ordinance No.2014-8, and;

WHEREAS, it is necessary that the annexed area be included in one of the six (6) Municipal Council Districts, and;

NOW, THEREFORE, BE IT ORDAINED, by City Council duly assembled, that the Municipal District Map dated December 18, 2011 is amended by making the following additions to District One.

Barbara Mims:

All that certain piece, parcel or tract of land, with all improvements thereon, situate, lying and being just outside the City of Orangeburg, Limestone Township, County of Orangeburg, State of South Carolina, being shown and delineated as lots 16 and 17 on a Plat of Block JA-23, Part 2, Plantation Subdivision, prepared by Associates of W. F. Stokes, dated February 18, 1982, and recorded in the office of the RMC for Orangeburg County in Plat Book 52 at page 67. TMP # 0152-10-01-001

Richard and Brenda Wilhite:

All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in Limestone Township, School District # 5 (outside), Orangeburg County, South Carolina, being more particularly shown and delineated as Lot 15, Revised, Block JA-23, Plantations Subdivision on a plat prepared for J. M. Albergotti, III, by Associates of W. F. Stokes dated February 18, 1982, and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 52, at Page 67; reference is also made to a plat prepared for Brent J. D Klinger and Toni M. Klinger by Donald J. Smith, Jr. Inc., approved by Donald J. Smith, Jr., RLS, dated January 18, 1993, and recorded in said Register's Office in Plat Book 72-S, page 787. TMP # 0152-10-01-002

Robert and Diane Peabody:

All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in School District 5 (outside), Orangeburg County, South Carolina, more particularly shown and delineated as Lot 14, Block JA-23, containing .823 acres, on a Plat prepared for Steven L. Wiker and Tonda D Wiker by Lown Surveying Services, Inc., approved by Luther Lee Lown, RLS, dated July 24, 1992 and recorded in the Office of the Register of Deed for Orangeburg County in Plat Book 71-S at Page 545. TMP # 0152-10-01-003

David and Gloria Garrison:

All that certain piece, parcel or lot of land, with any improvements thereon situate, lying and being in the City of Orangeburg, School District No 5, County of Orangeburg, State of South Carolina, more particularly shown and delineated as Lot 10, Block JA-24, Plantation Subdivision, on a plat prepared for J. M. Albergotti, III, by Associates of W. F. Stokes, approved by W. F. Stokes, RLS, dated February 17, 1982 and recorded in the office of the RMC for Orangeburg County in Plat Book 52 at Page 68.
TMP # 0152-09-02-003

Cassandra and Bryant Jenkins:

All that certain piece, parcel or lot of land, with dwelling and other improvements thereon, situate, lying and being in School District 5 (outside), Limestone Township, County of Orangeburg, State of South Carolina, being more fully set forth and shown as a Resurvey of Lot 9, Block JA-24, Plantation, on a Plat of Frank R. Bossi and Catherine L. Bossi, prepared by Donald J. Smith, RLS, dated November 6, 1996 and recorded in the office of the Register of Deeds for Orangeburg County in Plat Book 75 at Page 510. TMP # 0152-09-02-004

Jan Fogle:

All that certain piece, parcel or lot of land, with all improvements thereon, situate lying and being just outside the City of Orangeburg, in Plantation Subdivision, Limestone South Carolina, being shown and delineated as Lot No 8 in Block JA-24 on a Plat of Block JA-24 in Plantation by Associated by W. F. Stokes, dated February 17, 1982, and recorded in the office of the Clerk of Court for Orangeburg County in Plat Book 52 at Page 68. This lot also being shown on that plat of property surveyed for Jan A. Fogle by A. R. Parler, Jr., RLS dated July 22, 1988 and recorded in the Office of the RMC for Orangeburg County in Plat Book 68-S at Page 794. TMP # 0152-09-02-005

DONE AND RATIFIED by City Council for the City of Orangeburg, State of South Carolina, in Council duly assembled this 2nd day of September, 2014.



Michael Butler
MAYOR
James P. Kites
Charles B. Boudaph
L. Zimmerman
Paul J. Fieger
Richard R. Stum

MEMBERS OF COUNCIL

Attest: Carmel Johnson
City Clerk

ORDINANCE NO. 2014-10

AN ORDINANCE AMENDING SECTION 24-6.4 (c) OF THE ZONING ORDINANCE OF THE CITY OF ORANGEBURG, SOUTH CAROLINA TO PROHIBIT "STORE FRONT CHURCHES" IN THE DESIGN "OVERLAY" DISTRICT AND TO DEFINE "STORE FRONT CHURCH"

WHEREAS, the City of Orangeburg established its Design "Overlay" District to promote unified planning and development in said district, to improve and enhance the aesthetic quality of land uses fronting on the major corridors and to foster civic pride, and

WHEREAS, in further of said purposes twelve (12) uses are presently declared incompatible with the purpose of said district, and

WHEREAS, the City finds that store front churches are also incompatible with the purpose of said district and prevents the development of general retail businesses therein.

NOW ,THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL DULY ASSEMBLED, that Section 24-6.4, titled Design "Overlay" District, subsection (c) is hereby amended by adding "Store Front Church" as an incompatible use and therefore disallowed as a use in said district.

BE IF FURTHER ORDAINED, that Article XIII, titled Definitions, Section 24-13 is amended by adding the following definition:

"Store Front Church - shall mean a religious organization conducting its activities in a building or structure not originally designed or constructed for said purpose or not having the characteristics of a religious edifice."

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 2nd DAY OF SEPTEMBER, 2014.



Michael C. Butler
Mayor

James F. Walsh
Sandra R. Harts

Charles B. Owens
L. Zimmerman
Chris F. Jones

Members of Council

ATTEST: Carmen J. Smith
City Clerk



ORDINANCE NO. 2014- //

AN ORDINANCE AMENDING THE BUDGET FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014

THE CITY COUNCIL OF THE CITY OF ORANGEBURG HEREBY ORDAINS AND RATIFIES:

Section 1. That the Budget of the City of Orangeburg for the Fiscal Year beginning October 1, 2013 and ending September 30, 2014, designated as Ordinance No. 2013-8, shall be and hereby is amended so to levy a tax to cover the period from the first day of January 2013 to the thirty-first day of December 2013, both inclusive, for the sums and in the manner hereinafter mentioned and shall be levied, collected and paid into the Treasury of the City of Orangeburg, South Carolina, for the use and service thereof; i.e., a tax of ninety (90) mills and the same is hereby assessed on each dollar of the assessed value of all real estate and personal property within the City of Orangeburg, South Carolina, except as such which is exempt from taxation by law.

Section 2. That in all other respects, except as hereby and heretofore amended, the budget for the City of Orangeburg for the Fiscal Year beginning October 1, 2013 and ending September 30, 2014 shall remain in full force and effect.

Section 3. That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Adopted by the Council of the City of Orangeburg on this 2nd day of Sept, 2014, at which a quorum was present and voting.



ATTEST:

Carey Johnson
CITY CLERK

Michael C. Butler
MAYOR

Ben Haire

Dandee R. Kirtz

Charles B. Brown

James Keith

Richard A. Starn
MEMBERS OF COUNCIL

Projections	FY 2013-14	
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General Fund	
Revenues	\$18,257,377
Expenses	\$17,394,658
Difference	+862,719
Cash Reserve -0-	

Airport Fund	
Revenues	\$560,537
Expenses	\$1,311,979
Difference	-751,442
Depreciation	\$692,000
Grant Expense	\$105,815=\$797,815

Pro Shop Fund	
Revenues	\$94,200
Expenses	\$94,200
Difference	-0-
*trf to GC \$	\$57,130

Hillcrest Golf Course Fund	
Revenues	\$368,566
Expenses	\$556,215
Difference	\$-187,649
Includes trf to GC	\$57,130
Depreciation	\$83,830

Hospitality Fund (095)	
Revenues	\$1,275,038
Expenses	\$1,111,383
Difference	+\$163,655



ORDINANCE NO. 2014- 12

AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015

BE IT ORDAINED by the Mayor and Council Members of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

SECTION 1. In accordance with Section 5-7-260 of the 1976 Code of Laws of South Carolina, and Council shall act by Ordinance to adopt budgets, levy taxes, and collect all other income sources available to the City pursuant to public notice.

SECTION 2. That the prepared budget for the fiscal year October 1, 2014-September 30, 2015, and the estimated revenue for payment of same is hereby adopted.

SECTION 3. That a tax to cover the period from the first day of January, 2014 to the thirty-first day of December, 2014, both inclusive, for the sums and in the manner hereinafter mentioned, is and shall be levied, collected and paid into the Treasury of the City of Orangeburg for the use and service thereof; i.e., a tax of 90 mills be and the same is hereby assessed on each dollar of the assessed value of all real estate and personal property within the City of Orangeburg, South Carolina, except as such which is exempt from taxation by law.

SECTION 4. Tax levied under this Ordinance shall be due and payable at the office of the City Clerk and Treasurer, in the Municipal Building of the City of Orangeburg, South Carolina, from the first day of November, 2014, until the fifteenth day of January 2015, from the hours of 8:00 A.M. until 5:00 P.M., Monday through Friday, Saturdays and Sundays accepted.

SECTION 5. On January 16, 2015, a penalty of fifteen (15) percent shall be added on all unpaid taxes. The City Clerk and Treasurer shall on March 17, 2015, place all delinquent properties in execution in accordance with and adding an additional execution cost of \$60.00 to \$90.00 based on costs to City, Section 6-1-10, as amended, of the Code of Ordinances of the City of Orangeburg, South Carolina.

SECTION 6. If for any reason, any sentence, clause or provisions of this Ordinance shall be declared invalid, such shall not affect the remaining provisions thereof.

DONE AND RATIFIED BY THE CITY COUNCIL OF ORANGEBURG, SOUTH CAROLINA, IN COUNCIL ASSEMBLED THIS 2nd DAY OF Sept 2014.



Michaelc Butch
MAYOR
Benjamin Hain
Sandra R. Riddle
Charles B. Barwell
Ernestine K. K. K.
Chris J. J.
Richard F. F.
MEMBERS OF COUNCIL

ATTEST:

Carey Johnson
CITY CLERK

Department Requests**Council Approved FY 2014-2015****7/16/2014**

General Fund	
Revenues	17,861,984
Expenses	17,861,984
Difference	-0-

Airport Fund	
Revenues	1,197,901
Expenses	2,012,983
Difference	-815,082
Capital \$685,296 Depreciation \$720,000	

Pro Shop Fund	
Revenues	102,730
Expenses	102,730
Difference	-0-
Trf to Golf Course \$57,130	

Golf Course Fund	
Revenues	415,945
Expenses	569,012
Difference (includes trf fr Pro Shop)	-153,065
Depreciation \$84,500	

Hospitality 2% Fund	
Revenues	1,385,427
Expenses	1,385,427
Difference *using \$138,827 cash reserve	-0-



ORDINANCE No. 2014-13

AN ORDINANCE TO ADOPT A BUDGET FOR THE OPERATION OF THE DEPARTMENT OF PUBLIC UTILITIES OF THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA FOR THE FISCAL YEAR OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2015 INCLUDING THE ADOPTION OF NEW RATES AND CHARGES FOR THE DEPARTMENT OF PUBLIC UTILITIES EFFECTIVE ON THE DATES PERTAINING TO NATURAL GAS

BE IT ORDAINED BY THE CITY COUNCIL DULY ASSEMBLED, that the attached budget consisting of seven (7) pages is hereby adopted as the operating budget for the Department of Public Utilities of the City of Orangeburg for the fiscal year October 1, 2014 through September 30, 2015.

BE IT FURTHER ORDAINED that the Manager of the Department of Public Utilities is authorized to transfer budgeted amounts between line items and/or divisions or between approved capital projects in accordance with the duties and responsibilities of said Manager.

BE IT FURTHER ORDAINED that the following natural gas rates and charges attached hereto as Exhibit A consisting of eleven (11) pages be adopted and declared effective on October 1, 2014 as indicated on the attached rate schedules.

Gas Rates

Gas Rate – Code 3A (Small General Service)
Gas Rate – Code 3B (Medium General Service)
Gas Rate – Code 3C (Large General Service)
Gas Rate – Code 3D (Interruptible Service)
Gas Rate – Code 3E (Contract Demand Service)
Gas Rate – Code 3G (Gas Transportation Service)
Gas Rate – Code 3N (Medium General Service – Special Project)
Gas Rate – Code 3M (Small General Service – Special Project)

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 2nd DAY OF SEPTEMBER, 2014.



Michael C. Butch
Mayor

Brenda Hare
Brenda Hare

Charles B. Brundage

L. Zimmerman
Clark D. ...

Richard ...
Members of Council

ATTEST:
Carra ...
City Clerk

ORDINANCE NO. 2014-15

ORDINANCE TO AMEND SECTION 24-4.1, DISTRICT BOUNDARIES AND MAPS OF THE CODE OF ORDINANCES OF THE CITY OF ORANGEBURG AND THE ZONING MAP OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, PROPERTY BELONGING TO THE CITY OF ORANGEBURG AT THE INTERSECTION OF WHALEY AND ROWE STREETS AT TAX MAP#'S 0172-06-03-006.000 AND 0172-06-03-004.000.

WHEREAS, the City of Orangeburg owner of two parcel at the intersection of Whaley and Rowe Street, pursuant to Section 24-12.1(b) (a) of the Zoning Ordinance of the City of Orangeburg, South Carolina, has petitioned for an amendment of said Ordinance and Map changing from "A-2, Multi-Unit Residential District to B-1, General Business District, TMP #'s 0172-06-03-006.000 and 0172-06-03-004.000; and,

WHEREAS, proper notice of the Public Hearing for proposed zoning map amendment has been duly published in accordance with Section 24-12.5 and the property has been duly posted in accordance with Section 24-12.6 of said Zoning Ordinance; and,

WHEREAS, the City Council of the City of Orangeburg has reviewed said petition and the recommendation of the Planning Commission; and,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, State of South Carolina, in Council duly assembled and by the authority of same that the Zoning Map of the City of Orangeburg is hereby amended by changing the classification of the below described properties from "A-2, Multi-Unit Residential District, to B-1, General Business District properties at TMP# 0172-06-03-006.000 and 0172-06-03-004.000.

BE IT FURTHER ORDAINED that this amendment shall be effective as of the date of this Ordinance and the Zoning Administrator is hereby directed to amend the Zoning Map of the City of Orangeburg to reflect the above within seven (7) days of the adoption of this Ordinance.

Description of property:

All that certain piece, parcel, or tract of land, with improvements thereon, situate, lying and being in the City of Orangeburg, School District 5, County of Orangeburg, State of South Carolina, having the following boundaries and measurements: southeast by Whaley Street and fronting thereon 65 feet; southwest by property formerly of Courtesy Chevrolet, now of the City of Orangeburg, 130 feet; northwest by property formerly of Courtesy Chevrolet, now of the City of Orangeburg, 65 feet; and on the northeast by property formerly of Dibble, now of the City of Orangeburg, 130 feet; all measurements being more or less. Being the Same property conveyed to Henry Riggs Copeland by deed of Mrs. Coy Louise Walker dated June 27, 1946, recorded July 2, 1946 in the RMC office for Orangeburg County, S.C. in deed book 140 at page 18. **Tax Map Number 0172-06-03-006**

All that certain piece, parcel, or tract of land, with improvements thereon, situate, lying and being in the City of Orangeburg, School District 5, County of Orangeburg, State of South Carolina, containing 1.15 acres, more or less, being set forth and shown as Parcel "A" on a plat of lands of the Estate of Katy Manigault made by Edward Hawes, R. C. E., dated December 15, 1928, and having the following boundaries and measurements: East by Rowe St and measuring thereon, 402 feet; South by Whaley Street and measuring thereon 111 feet 6 inches; West by properties formerly of F. L. Metts, Jr., now of the City of Orangeburg, 392 feet; North by property formerly of Linda K Forde, 145 feet 2 inches; all measurements being more or less. Being part of certain property described in the Deed of Annie L. W. Dibble to Thomas W. Dibble, et al., dated December 24, 1952, recorded in the office of the Clerk of Court for Orangeburg County in Deed Book 177 at page 97; said lot having been allotted to the grantor pursuant to Decree of the Court of Common Pleas for Orangeburg County dated September 1, 1953, and recorded in said Clerk's office in Judgment Roll 238. **Tax Map Number 0172-06-03-004**

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 7th DAY OF October, 2014.



ATTEST:

Carrie H. Johnson

City Clerk

Michael C. Butler
Mayor

James Hays

Daniel P. Kortes

Charles A. Boudreau

L. Zimmerman Keitt

Paul J. Jey

Richard J. Starnes

Members of Council